MAY 3 0 200 Phareby certify that this paper (along with any paper referred to as being attached of enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to:

May Appeal Brief - Patents, Commissioner for Patents, P.O. Box 1450, Appeal Brief - Patents, P.O. Box 1450, Appea

Docket No.: SONYJP 3.3-1245 DIV I (PATENT)

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Fumitake Yodo

Application No.: 09/923,702 Confirmation No.: 1747

Filed: August 7, 2001 Art Unit: 3627

For: TERMINAL DEVICE, ACCOUNTING Examiner: C. R. Buchanan

SYSTEM, AND DATA PROCESSING

METHOD

### RENEWED REQUEST FOR ORAL HEARING PURSUANT TO 37 C.F.R. § 41.47

MS Appeal Brief - Patents Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Appellant respectfully renews the request for an oral hearing before the Board of Patent Appeals and Interferences in the appeal presently pending in the above-identified case.

The original request for an oral hearing was submitted on July 7, 2005 along with payment of the necessary fee. Attached Appendix A includes a copy of the original request and associated documentation. The original request was timely as it was filed within two months of the original Examiner's Answer that was issued on May 19, 2005.

Subsequent to the filing of the original Appeal Brief and issuance of the original Examiner's Answer, the Board of Patent Appeals and Interferences issued an Order returning the undocketed original Appeal Brief to the Examiner on May 3, 2006.

The Order stated that the application was not ready for appeal because the original Appeal Brief was filed pursuant to 37 C.F.R. § 1.192(c), which was abolished on September 13, 2004, and replaced by 37 C.F.R. § 41.37(c).

The Examiner issued a Notification of Non-Compliant Appeal Brief that was mailed on June 2, 2006. In response to the Notification, appellant's Corrected Appeal Brief was filed on August 2, 2006. Subsequently, the Examiner issued a new Examiner's Answer on March 29, 2007.

In response to the new Examiner's Answer, appellant submits concurrently herewith a new Reply Brief on Appeal. Thus, this renewed request for an oral hearing is timely.

Dated: May 25, 2007

Respectfully submitted,

Andrew T. Zidel

Registration No.: 45,256 LERNER, DAVID, LITTENBERG,

KRUMHOLZ & MENTLIK, LLP 600 South Avenue West Westfield, New Jersey 07090

(908) 654-5000

Attorney for Applicant



## **APPENDIX A**

# COPY OF ORIGINAL REQUEST FOR ORAL HEARING SUBMITTED ON JULY 7, 2005



### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Fumitake Yodo

09/923,702 Serial No.:

Filed: August 7, 2001

TERMINAL DEVICE, ACCOUNTING SYSTEM AND DATA For:

PROCESSING METHOD

Group A.U.: 3627

Andrew J. Fischer Examiner:

I hereby certify that this paper is being deposited this date with the U.S. Postal Service in first class mail addressed to: Commissioner for

Patents, P.O. Box 1450 Alekandria, VA 22313-1450

Jay H. Maioli

Reg. No. 27,213

Date July 7, 2005

> July 7, 2005 1185 Avenue of the Americas New York, NY 10036 (212) 278-0400

### REQUEST FOR ORAL HEARING UNDER 37 CFR 1.194

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant hereby requests an oral hearing before the Board of Patent Appeals and Interferences in the appeal presently pending in the above-identified application.

The examiner's answer brief was mailed May 19, 2005 and this request for hearing is timely.

Submitted herewith is the fee of \$1,000.00 for the oral hearing as set by 37 CFR 1.17(d).

Respectfully Submitted, Cooper & Dunham LLP

Jay H. Maioli Reg. No. 27,213

JHM:tb